IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

NOTICE OF MOTION NO.4315 OF 2006
IN
APPEAL (Lodging) NO.885 OF 2006
IN
NOTICE OF MOTION NO.936 OF 2005
IN
SUMMARY SUIT NO.993 OF 2003

Yogesh Dossa — Appellant
vs.
M/s.Nanji V. Dossa & Co. — Respondents

Mr.Y.K.Sharma for the appellant.

Mr.Phiroz Colalbawalla i/b.M/s.Madekar & Co. for the respondents.

CORAM : DR.S.RADHAKRISHNAN &
ANOOP V. MOHTA,JJ.

DATED : 26th November, 2007

P.C.

Heard the learned counsel for the appellants and the learned counsel for the respondents.

2. By this Notice of Motion, the Appellants are seeking condonation of 15 days delay in filing the above Appeal. We have perused the affidavit in support of the notice of motion and the affidavit in reply especially for the reasons stated in the affidavit in support of notice of motion, sufficient cause has been made out for condoning the delay in filing the above Appeal. There is no case of inaction, negligence or want of bonafide on the part

of the appellant. Hence, the Notice of Motion is made absolute in terms of prayer clause (a).

[ANOOP V. MOHTA,J.] **[DR.S.RADHAKRISHNAN, J.]**